

House Judiciary Committee Amendment # 1 as amended

Amendment No. 2 to HB2652

**Buck
Signature of Sponsor**

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2355*

House Bill No. 2652

by deleting the first sentence of the amendatory language of SECTION 1 and substituting instead the following:

() Notwithstanding any other law to the contrary, in any county having a population of not less than three hundred seven thousand eight hundred (307,800) nor more than three hundred seven thousand nine hundred (307,900), according to the 2000 federal census or any subsequent federal census, upon conviction for a violation of §55-10-401, §55-10-415, §55-10-418 or §55-10-408, the court shall assess against the defendant a blood alcohol concentration (BAT) test fee to be established by the county legislative body of any county to which this subsection applies in an amount not to exceed fifty dollars (\$50.00) for obtaining a blood sample for the purpose of performing a test to determine the alcoholic or drug content of the defendant's blood pursuant to §55-10-406 that are incurred by the governmental entity served by the law enforcement agency arresting the defendant. The fee authorized by this subpart shall only be assessed if a blood sample is actually taken from a defendant convicted of any such offenses and the test is actually performed on such sample.